Invoking POTA by States

1545. SHRI K. RAMA MOHANA RAO: Will the Minister of HOME AFFAIRS be pleased to state:

(a) the States that have adopted POTA;

(b) whether it is a fact that some of the States have decided not to invoke POTA;

(c) if so, the details thereof; and

(d) the reasons behind such a decision?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (3HRI CHE NNAMANENI VIDYA SAGAR RAO): (a) to (d) No communication from any of the State Government has been received refusing to implement the Prevention of Terrorism Act, 2002.

Use of POTA by States

1546. PROF. RAM DEO BHANDARY: Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether it is a fact that some State Governments have started using 'POTA' provisions recently;

(b) if so, the details of 'POTA' used by States Governments as such;

(c) whether Government have issued any guidelines for the use of 'POTA' by State Government; and

(d) if so, the details thereof if not, whether Government propose to frame/issue any guidelines in this regard?

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI CHENNAMANENI VIDYA SAGAR RAO): (a) and (b) Law and Order is a State subject and accordingly, State Governments are competent to invoke provisions of Prevention of Terrorism Act, 2002 (POTA) keeping in view the public order and internal security conditions prevailing over there. The information regarding use of POTA by the State Government is not centrally maintained by this Ministry.

(c) and (d) All the State Governments/UT Administrations have been advised to install a mechanism to oversee the implementation of the Act